IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 508 OF 2006

Balaram Kana Kadhavi.... .. Applicant.

Versus

The State of Maharashtra. .... Respondent.

Mr. I. R. Kulkarni for the Applicant.

Mr. S. V. Gajre, APP for the State.

CORAM : V. M. KANADE, J.

DATED : 15TH FEBRUARY, 2006.

P.C.:

Heard learned Counsel for the Applicant and the learned APP for the State.

2. This is an application for bail. The Applicant was arrested in connection with the complaint which was lodged with the Ambernath Police Station for the offence punishable under Sections 363, 366, 325, 495, 374, 342 of the Indian Penal Code and Sections 23 and 26 of the Child Labour Act.

3. It is the case of the prosecution that the

Complainant was working in the factory of the Applicant. The Complaint lost her two fingers while working in the factory. It is alleged that in order to avoid further complications, marriage was performed with the Complainant of the son of the Applicant in the year 2002. It is alleged that Complainant was ill-treated at her matrimonial house and therefore she left the Applicant's house and started staying with her parents and thereafter a complaint was filed on 12th January, 2006.

4. Learned Counsel for the Applicant seeks bail on the ground of parity. The other two Accused, namely, son and the wife of the Applicant were released on bail by order dated 8th February, 2006. The Applicant is entitled to be released on the ground of parity.

5. In the circumstances, the Applicant be released on bail in the sum of Rs.5,000/- with one or two sureties in the like amount. He shall report to the Ambernath Police Station once in a month during the pendency of the main trial.

6. The Application is disposed of in the terms aforesaid.

Sd/-

(V. M. KANADE, J.)